

STATE OF NEW YORK
COURT OF CLAIMS

NOTICE OF INTENT
TO FILE A CLAIM

RASHAUN P. BLANFORD

' claimant

— against —

THE STATE OF NEW YORK

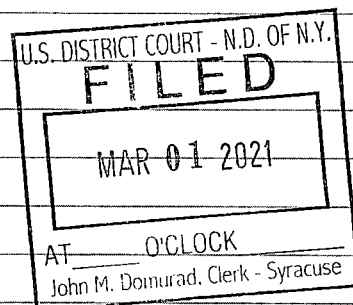
Defendant

RMHC Correction Officer S. BANK'S

RMHC Correction Officer J. Johnson

RMHC OMA coordinator Mr. Demerise

RMHC RN nurse S. derocco



9:21-cv-237

TDJ/CPW

PLEASE TAKE NOTICE the the undersigned
intends to file a claim against the State of New York Department
of Corrections and Community Supervision pursuant to Section
10 and 11 of the Court of Claims Act.

RASHAUN P BLANFORD Dint # 18B0908

Marcy Correctional Facility

P.O. Box 3600

MARCO, N.Y. 13403-3600

The claimant is submitting this claim pro se.

RASHAUN P

signature *

SUBJECT

grievance copy

I am writing to report a serious medical emergency that occurred on February 2, 2021 and to this date nothing has been done about it. As follows on the above date of February 2, 2021 while I was in A2-U7-cell I stated that I was suicide and upon me stating that I put 2-pintips inside of my penis. AND while the pintips was inside my penis I was suppose to see the nurse that was the only one working during the time frame of 12:35 and she never came upstairs the only person that came upstairs was the I.T. and when he I.T. came I told him that I have 2-pintips inside of my penis and he told me that I'm not going nowhere so he denied me medical attention. AND after the I.T. said that I decided to come out my cell the C.O. Johnson for no reason picked me up by my handcuffs and threw me to the point where my body flew sideways and hit the ground. Upon me lying on the ground the C.O. ~~Johnson~~ MR. Johnson that threw me wasn't even restraining me or he wasn't even on me the C.O. named S. BANKS came running up the company crying stop resisting loud enough to where the audio could hear and the camera could see. AFTER C.O. S. BANKS came running up the company he grabbed me and while C.O. S. BANKS grabbed me for no reason he turned me around and sexually touched my butt. While everything was going on camera if you listen to the audio you could clearly hear other people screaming on my behalf preda because they was witnessing the misconduct that was being done to me. AFTER the misconduct was done to me I went downstairs to medical and when I was inside the medical room I informed the RN nurse S. DeRocco that I put two pin tips inside of my penis and told her and all she told me was to take it out myself so I was medically denied proper medical attention because the RN nurse S. DeRocco was covering up for the misconduct that happened. AND I will get the nurse name and tell you which I did. LAST but not least is that I was placed on contraband watch in B2-Sa cell from the Tuesday to Saturday and during that time frame I was on contraband watch the only staff member that works was coming around conducting rounds and I told him that I put 2-pintips in my penis and that I want to make a complaint he stated to me on Audio which you could hear him say think about what you did. AND I was still reporting to the only staff member that I have two-pintips in my penis and all he was saying was that it will pass you put it in there yourself and that's when I told him if it could pass I wouldn't be on contraband watch and still did nothing about the issue. Now Saturday comes and I take my second defecation and the I.T. that was working February 6, 2021 took me off of contraband watch when there was still contraband in my penis so therefore by the I.T. taking me off of contraband watch when he knew the contraband is in my penis and let her never received the contraband shows falsifying records.

RASHAUN D

signature

*

SWORN to me
on 25th February 2021 this day and date
to be true.

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires: October 24, 2024

All the claims that I will bring
defendants in this matter listed below

- 1# personal injuries claim
- 2# excessive use of force claim
- 3# failure to protect claim
- 4# sexual harassment claim
- 5# eight amendment ~~claim~~ medical claim
- 6# deliberate indifference claim
- 7# medical malpractice claim

Sworn to before me this

25th day of February, 2021

[Signature]
NOTARY PUBLIC


* RASHAD
Signature

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2024

EXHIBIT OF EVIDENCE
#1 RMHV correction officer ~~Mr. Johnson~~ caused serious injury
Mr. J. Johnson

THE way how i was injured by this person was because when the RMHV correction officer MR. Johnson as seen on the camera footage for the February 2, 2021 incident put the handcuffs on me ~~and~~ he knew that i had 2-pintips inside of my penis. BUT yet for no reason what so ever that could justify his actions he picked me up by my handcuffs and threw me with force to the point where my body flew sideways and hit the ground all while i was in handcuffs. AND by the correction officer saying that it clearly shows excessive use of force when it wasn't needed because wasn't resisting or i wasn't being aggressive.

SWORN to me 25th February 2021 on this day and date
~~that~~ to be ~~five~~ five.


NOTARY

BASHOUN. B
Signature *

STEVEN PETRAS, NOTARY-PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2024

THE WAY how i was injured by this person was because when the RMHV correction officer S. BANKS came running up the company he was saying stop resisting loud enough to where the audio could hear him and the camera could see. AND by the RMHV correction officer S. BANKS making false statements when he knew i wasn't resisting and by him saying that lead to him grabbing me and turning me around and while he turned me around he sexually touched my butt. AND by me going through once again another excessive use of force that resulted in me being sexually touched and i had two pin tips in my pants which resulted in alot of pain. LAST but not least is if you listen to the audio and watch the footage from the time frame of 12:20pm to 12:50pm you could hear other people screaming on my behalf prea because hea was witnessing what was going on and being done to me. THE last thing that i would like to mention is that by the RMHV correction officer S. BANK making false statements on me he also wrote a false ticket which i have as evidence which will result in me being found guilty by the hearing officer and now i have a misbehavior report that can affect my ~~chances of~~ ^{chances of} going home on my parole board which also shows pain and suffering.

SWORN to me ON

25th of February 2021 this day and date
to be true.

KASHAUN B
Signature



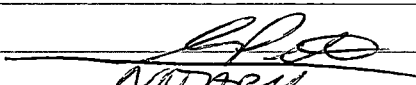
[Signature]
NOTARY

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2024

matter RN nurse S. Derocco caused serious injury

THE way how i was injured by this person was because when the RNV RN nurse S. derocco was in the medical room i informed her and told her that i have two pintips in my penis and the RNV RN nurse s. derocco told me to take it out myself. AND by the RNV RN nurse s. derocco refusing me proper medical treatment when it's serious shows medical negligence on her part. AND as of today's date 2/11/2021 i still have the two pintips inside my penis and this is causing me great pain everyday it's in here. THE last thing that i would like to mention is the RN nurse job is to provide proper medical care when it's needed and in this situation the RNV RN nurse s. derocco failed to provide that on the date of february 2, 2021 and i have had the 2 pintips inside my penis going on 10-days.

Sworn to me
on 25th of february 2021 this day and date
to be true.


NOTARY

X RASHAUN B
Signature

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2024

EXHIBIT OF EVIDENCE CONTAINING
This matter RMHV coordinator Mr. Demere caused serious
injury

THE way how i was injured by this person was because on february, 3, 2021 when the RMHV
ordinator was doing rounds i was on contraband watch and while i was on contraband
watch and while on Audio that's right by B2-50-cell i tried to report to him respectfully
saying that i have a complaint and he stated on Audio clearly think about what you
id AND but the coordinator doing that he simply disregarded my emergency medical
omplaint in which if he would have reported i wouldnt have the two pin tips inside
f me going on 10-days. SINCE he is omh he is suppose to treat all mental health
~~omplaints~~ patience and report all complaints and but him not doing that i have to
suffer with this pain im going through. AND then i was reporting it to him everyday
and he simply did nothing about it and if he would have reported it something wou
ld have happened and that's called on his part ~~del~~ deliberate indifference.

Sworn to me

on 25th of February 2021 this day and time
to be true.

RASHAUN B
signature

*

[Signature]
NOTARY

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349663
Qualified in Oneida County
Commission Expires October 24, 2024

Di COURT OF CLERK

I am writing to report a serious medical emergency that occurred on February 2, 2021 and to this date nothing has been done about it. As follows on the above date of February 2, 2021 while I was in A2-47-cell I stated that I was suicidal and upon me stating that I put 2-pintips inside of my penis. AND while the pintips was inside my penis I was suppose to see the nurse that was the only one working during the time frame of 12:35pm and she never came upstairs the only person that came upstairs was the I.T. and when the I.T. came told him that I have 2-pintips inside of my penis and he told me that I'm not going anywhere so he denied me medical attention. AND after the I.T. said that I decided to come out my cell the C.O. J. Johnson for no reason picked me up by my handcuffs and threw me to the point where my body flew sideways and hit the ground. Upon me being on the ground the C.O. J. Johnson that threw me wasn't even restraining me or he wasn't even on me the C.O. named S. BANKS came running up the company saying stop resisting loud enough to where the audio could hear and the camera could see. AFTER C.O. S. BANKS came running up the company he grabbed me and while C.O. S. BANKS grabbed me for no reason he turned me around and sexually touched my butt. WHILE everything was going on camera if you listen to the audio you could clearly hear other people screaming on my behalf pre because they was witnessing the misconduct that was being done to me. AFTER the misconduct was done to me I went downstairs to medical and when I was inside the medical room I informed the R.N. nurse J. derocco that I put two pintips inside of my penis and told her and all she told me was to take it out myself so I was medically denied proper medical attention. AND I will get the nurse name and tell you in which I did. LAST but not least is that I was placed on contraband watch the O.M.H. staff member that works was coming around conducting rounds and I told him that I put 2-pintips in my penis and that I want to make a complaint he stated too me on audio which I could hear him say think about what you did. AND I was still reporting to the O.M.H. staff member that I have two-pintips in my penis and all he was saying was that it will pass you put it in there yourself and that's when I told him if it could pass I wouldn't be on contraband watch and still did nothing about the issue. NOW Saturday comes and I take my second defecation and the I.T. that was working February 2, 2021 took me off of contraband watch when there was still contraband in my penis so therefore by the I.T. taking me off of contraband watch when he knew the contraband is in my penis and yet never received the contraband shows falsifying records.

Sworn to me 25th / February 2021 on this
day and date to be true.

RASHAUN.B
Signature

NOTARY

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2024

VERIFICATION

→ Claimant

The State of NEW YORK

Defendant

RMHV RW nurse S. derocco

sworn to before me this

25th day of February, 2021

NOTABLE public

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2022

RASHAN BLANFORD

Pin # 1830725

MARCH CORRECTIONS
FACILITY

P.O. Box 3600

МАРСЧ, п.ч. 13403-3600

519 nature &

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)

) ss.

COUNTY OF ONEIDA)

_____ being duly sworn, deposes and says:
that on the _____ day of _____, 20____, I served a true copy
of the within Notice of intent to file a claim, by depositing the same
endorsed in the official depository in marcy correctional facility,
under the exclusive care and custody of the new york state department
of correction and community supervision, addressed and sent to the
following individuals at the address designated by them:

To: Hon.

new york state attorney general
Department of law
ALBANY, NEW YORK 1224-0341

ONE COPY ONLY

CERTIFIED MAIL / RETURN RECEIPT
7020 0640 0000 3406 2406

sworn to before me this

25th day of February, 2021

[Signature]
NOTARY PUBLIC

STEVEN PETRAS, NOTARY PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2024

RASHAWN BLANKFORD claimant

DIN # 18B0908

marcy correctional facility

P.O. BOX 3600

marcy, new york 13403-3600

[Signature]
Notary

The time when, the place where and the manner in which the claim arose are as follows: on the next page.

Sworn to before me this

25th day of February, 2021

NOTARY PUBLIC

RASHAUN, B

X signature

[Signature]

NOTARY

STEVEN PETRAS, NOTARY-PUBLIC
State of New York - No. 01PE6349665
Qualified in Oneida County
Commission Expires October 24, 2024